

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

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**PATRICIA COSGROVE**

**Plaintiff**

**v.**

**NEW SEABURY RESOURCES  
MANAGEMENT, INC.,**

**Defendant.**

**CIVIL ACTION NO. 05-10791 - GAO**

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**ASSENTED TO MOTION TO CONTINUE SCHEDULING CONFERENCE**

Now comes New Seabury Resources Management, Inc., and respectfully requests this Honorable Court to reschedule the Scheduling Conference in the captioned matter from September 14, 2005 to one of the following dates which have been agreed to by the parties: November 1, 7, or 8 2005. Plaintiff Patricia Cosgrove assents to the granting of this motion. As grounds for granting this motion the following is submitted;

1. On July 26, 2005 the Court issued a Notice of Scheduling Conference in the captioned matter for September 14, 2005.
2. On July 29, 2005 counsel for the defendant communicated to the Court and to plaintiff's counsel that he was scheduled to serve as an arbitrator in a case before the National Association of Securities Dealers (NASD) in Boca Raton, Florida on September 12 – 16, 2005.

3. The parties and the Court's Clerk agreed not to continue the Conference at that time in the hope that the arbitration would settle. Unfortunately, the arbitration appears to be going forward at this time.
4. The Plaintiff has agreed to continue the Conference.

WHEREFORE, the parties respectfully request that the instant motion be granted.

Respectfully submitted,  
New Seabury Resources  
Management, Inc.,  
By its attorney,

s/ Howard I. Wilgoren  
Howard I. Wilgoren.  
6 Beacon Street Suite 700  
Boston, MA 02108  
(617) 523 - 5233  
BBO No. 527840

ASSENTED TO:

Patricia Cosgrove

By her attorneys

s/Shannnon Liss - Riordan  
Shannon Liss – Riordan  
Rebecca G. Pontikes  
Pyle, Rome, Lichten, Ehrenberg & Liss – Riordan  
18 Tremont Street, Suite 500  
Boston, MA 02108  
(617) 367 – 7200

Dated: September 2, 2005

CERTIFICATE OF SERVICE

I, hereby certify that on this 8<sup>th</sup> day of September 2005, I caused a copy of the foregoing document was served on the Plaintiff by faxing and mailing a copy of same by first class mail, to her Attorneys, Shannon Liss – Riordan, Esquire and Rebecca Pontikes, Esquire, Pyle, Rome, Lichten, Ehrenberg & Liss – Riordan, 18 Tremont Street, 5<sup>th</sup> Floor, Boston, MA 02108

s/ Howard I. Wilgoren  
Howard I. Wilgoren